GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Prisons Department – Death of CT. Prisoner No: 48 Uppada Gowri Shankar S/o Rambangaraiah on 30.07.2024 - **Sri Y. Simhachalam Naidu, Deputy Jailor, Central Prison, Visakhapatnam** and (6) others - Exhibited misconduct and gross negligence - Initiation of Departmental Proceedings under **Rule 20 A.P. Civil Services (CC&A) Rules 1991 read with rule 24 of APCS (CC&A) Rules, 1991 – Articles of charges – Issued**.

HOME (PRISONS & FIRE SERVICES) DEPARTMENT

G.O.RT.No. 176 Dated: 29-01-2025

Read:

From the Director General of Prisons and Correctional Services, Andhra Pradesh, Mangalagiri vide Lr. No. Estt-/442/2024, Dated: 26.11.2024.

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ORDER:

Whereas, it is proposed to hold an inquiry against **Sri Y.Simhachalam Naidu, Deputy Jailor, Central Prison, Visakhapatnam** in accordance with procedure laid down under **Rule 20 of A.P. Civil Services (CC&A) Rules 1991 read with rule 24 of APCS (CC&A) Rules, 1991** for exhibiting misconduct and gross negligence by swiftly shifting a prisoner on the very next day following his admission into Central Prison, Visakhapatnam, in violation of established procedures which resulted in suicide attempt of convict prisoner, CT No.48 Uppada Gowri Shankar, S/o Rambangaraiahby hanging himself in Godavari Barrack of Central Prison, Visakhapatnam on 30-7-2024 and also led to death of the prisoner.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure. II and III).

3. **Sri Y.Simhachalam Naidu, Deputy Jailor, Central Prison, Visakhapatnam**is directed to submit a written statement of his defense within (10) days from the date of receipt of this memo and also to state whether he desires to be heard in person.

4. **Sri Y.Simhachalam Naidu, Deputy Jailor, Central Prison, Visakhapatnam** is informed that an enquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. **Sri Y.Simhachalam Naidu, Deputy Jailor, Central Prison, Visakhapatnam** is further informed that if he does not submit his written statement of defense on or before the date specified in para-3 above, or otherwise fails to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991, or the orders/directions issued in pursuance of the said rules, further action will be processed based on the material available.

P.T.O

6. Attention of **Sri Y.Simhachalam Naidu, Deputy Jailor, Central Prison, Visakhapatnam** is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. Receipt of the memorandum shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Y. Simhachalam Naidu, Deputy Jailor, Central Prison, Visakhapatnam through
the Director General of Prisons and Correctional Services, Andhra Pradesh,
Managalagiri

Copy to:-

The Director General of Prisons and Correctional Services, Andhra Pradesh, Mangalagiri.
with a request to serve this memo on the Charged Officer under
proper acknowledgement.

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure I

(G.O.Rt.No.176, Home (Prisons & Fire) Department, Dated: 29.01.2025)

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINSTSRI Y. SIMHACHALA NAIDU, DEPUTY JAILOR, CENTRAL PRISON, VISAKHAPATNAM

Article of Charge :

"That the said Sri Y. Simhachala Naidu, Deputy Jailor, Central Prison, Visakhapatnam, exhibited misconduct and gross negligence by swiftly shifting a prisoner on the very next day following his admission into Central Prison, Visakhapatnam, in violation of established procedures which resulted in suicide attempt of convict prisoner, CT No.48 Uppada Gowri Shankar, S/o Rambangaraiahby hanging himself in Godavari Barrack of Central Prison, Visakhapatnam on 30-7-2024 and also led to death of the prisoner. This amounts to violation of Rule No. 245 of the A.P. Prisons Rules, 1979 and Rule 3 of the A.P.C.S. Conduct Rules, 1964.

Basis of Charge:

One Convict Prisoner No. 48 Uppada Gowri Shankar @ Sankar, S/o Rambangaraiah was convicted and sentenced to R.I. for (20) years and to pay a fine of Rs. 10,000/- i/d SI for three months U/s 3(a) r/w 4 of POCSO ACT in SC No. 151/2020 on the file of Hon'ble Special Judge, Pocso Court, Visakhapatnam on 25-07-2024 and admitted in Central Prison, Visakhapatnam on the same day. This prisoner was shifted from Quarantine Block to Godavari Barrack on 26-07-2024.

In the above incident the following lapses are observed**.**

1. Rule 245 of Andhra Pradesh Prisons Rules, 1979, stipulates that every newly admitted prisoner shall be subjected to such period of quarantine as the Superintendent, on the advice of the Medical Officer, shall direct. In this case, it is observed that the Charged Officer has approved the swift transfer of the Convict Prisoner No. 48 Uppada Gowri Shankar from the quarantine block to the Godavari Block on the very next day of his admission, without obtaining the advice of the Medical Officer. The purpose of retaining prisoners for a considerable period in the quarantine block before transferring them to regular barracks is primarily to ensure the health, safety, and security of both the prisoner and the overall prison population. It also functions as a security measure, giving authorities the opportunity to evaluate the behavior of the new prisoner to ensure they do not pose a threat to themselves or others. Furthermore, the quarantine provides acclimatization to the prison environment and an adjustment period for prisoners to familiarize themselves with their surroundings, which can reduce anxiety or distress in the early days of imprisonment. This process can also lower the chances of suicides among prisoners by identifying those who may need additional support.

2. Thus he has violated Rule No. 245 of A.P. Prisons Rules, 1979 and Rule No: 3 of A.P.C.S. Conduct Rules, 1964.

Hence, the **Charge**

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE.II

(G.O.Rt.No.176, Home (Prisons & Fire) Department, Dated: 29.01.2025)

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI Y. SIMHACHALA NAIDU, DEPUTY JAILOR, CENTRAL PRISON, VISAKHAPATNAM ARE PROPOSED TO BE SUSTAINED

1. Statement of Sri S.Kamalakar, Deputy Superintendent, Central Prison, Visakhapatnam working on attachment at Central Prison, Kadapa.
2. Statement of Sri P.Kusha Kumar, Jailor, Central Prison, Visakhapatnam
3. Statement of Sri R. Chinna Rao, Jailor, Central Prison, Visakhapatnam
4. Statement of Sri L.V.S. Naidu, Deputy Jailor, Central Prison, Visakhapatnam
5. Statement of Sri D.V. Ramana Murthy, Head Warder, Sub-Jail, Managalaigri working on attachment at Central Prison, Visakhapatnam
6. Nominal Roll of CT No.48 Uppada Gowri Shankar @ Shankar, S/o Rama Bangaraiah
7. Convict Prisoner Disposal Register, dated 26.07.2024 of Central Prison, Visakhapatnam.
8. Statement of Sri Vanapalli Vasudeva Rao, Warder, Central Prison, Visakhapatnam
9. Inquest report, dated 31.07.2024 on the deceased prisoner, CT No. 48, Uppada Gowri Shankar S/o Rambangaraiah

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-III

(G.O.Rt.No.176, Home (Prisons & Fire) Department, Dated: 29.01.2025)

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI Y. SIMHACHALA NAIDU, DEPUTY JAILOR, CENTRAL PRISON, VISAKHAPATNAM ARE PROPOSED TO BE SUSTAINED ARE PROPOSED TO BE SUSTAINED

1. Sri S.Kamalakar, Deputy Superintendent, Central Prison, Visakhapatnam working on attachment at Central Prison, Kadapa
2. Sri P.Kusha Kumar, Jailor, Central Prison, Visakhapatnam
3. Sri R. Chinna Rao, Jailor, Central Prison, Visakhapatnam
4. Sri L.V.S. Naidu, Deputy Jailor, Central Prison, Visakhapatnam
5. Sri D.V. Ramana Murthy, Head Warder, Sub-Jail, Managalaigri working on attachment at Central Prison, Visakhapatnam
6. Sri Vanapalli Vasudeva Rao, Warder, Central Prison, Visakhapatnam

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT